

**RESOLUTION NO. 07-029**

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA OVERRIDING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 07-05 THAT DENIED ADJUSTMENTS ON PROPERTY LOCATED AT **1300 WEST 63 STREET, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the Planning and Zoning Board, at its regular meeting of February 14, 2007 entered a final decision, Decision No. 07-05, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1:** The Mayor and the City Council of the City of Hialeah, Florida hereby override the Final Decision 07-05 denying the following existing adjustments: Distance separation between the main residence and the accessory building of 15.8 feet, where at least 20 feet are required; a side setback of 3 feet and a rear setback of 5 feet, where 7.5 feet are required for each, for such distances as to accommodate an accessory building and thus, approve the foregoing adjustments for so long as such adjustments are granted to accommodate only the existing structure and not any new accessory buildings or structures. The property located at 1300 West 63 Street, Hialeah, Florida, zoned R-1 (One Family District).

**Section 2:** This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if


the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

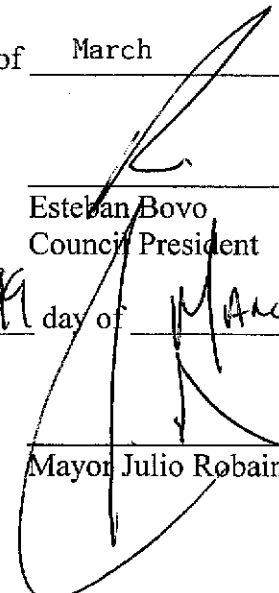
PASSED AND ADOPTED this 13 day of March, 2007.

  
\_\_\_\_\_  
Esteban Bovo  
Council President


Attest:

Approved on this 14 day of March, 2007.

  
\_\_\_\_\_  
Rafael E. Granado, City Clerk

  
\_\_\_\_\_  
Mayor Julio Robaina

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
William M. Grodnick, City Attorney

S:\wmg\legisl\reso-2007\1300west63streetfinaldecision05.doc

Resolution was adopted by a 5-2 vote with Councilmembers Casals-Muñoz, Gonzalez, Hernandez, Miel and Yedra voting "Yes" and Councilmembers Bovo and Caragol voting "No".